

## Danner, Ward

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**From:** Jennifer DENICOLA <jd18@me.com>  
**Sent:** Tuesday, January 21, 2014 3:58 PM  
**To:** Armann, Steve  
**Subject:** Fwd: Malibu High PCB/Caulk relation Issue

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

Steve,

I sent you the below email Jan 9th. I wanted to ensure it did not get lost in the many emails you must receive. I have not heard from you regarding the TSCA law regarding caulk in a building. Please reply to my email below.

Thank you,  
Jennifer deNicola

Begin forwarded message:

**From:** Jennifer deNicola <[jd18@me.com](mailto:jd18@me.com)>  
**Subject:** Malibu High PCB/Caulk relation Issue  
**Date:** January 9, 2014 at 10:16:25 PM PST  
**To:** Patrick Wilson <[Wilson.Patrick@epa.gov](mailto:Wilson.Patrick@epa.gov)>, Steve Armann <[Armann.Steve@epa.gov](mailto:Armann.Steve@epa.gov)>, Katherine Baylor <[Baylor.Katherine@epa.gov](mailto:Baylor.Katherine@epa.gov)>, Carmen Santos <[santos.carmen@epa.gov](mailto:santos.carmen@epa.gov)>

Dear EPA team:

I have had many conversations with you regarding Malibu High, PCBs, risk and regulation. I thank you for the crash course education you have all provided me.

The EPA is having many conversations with many people and I know you are trying to send a clear singular message. However there is some serious confusion.

Based on what the EPA has told me in our phone conversations (as well as told other parents and teachers): If the air in each room does not exceed the 1 in 10,000 lowest range of risk that you will not test the caulk in that room.

How can the EPA under TSCA regulation know that there is caulk in building E (blue building) and not consider that all caulk in that building has PCBs in it above the 50ppm regulation?

The building was built as a whole. It was not built one classroom at a time. The entire building was built at the same time; the certificate of occupancy was given for the entire building at one time.

How can the district or the EPA choose NOT to test caulk, full knowing it probably contains PCBs over the regulatory limit, and get away with that? This seems to be an obstruction of justice.

Please explain the law. Explain what you plan to do to ensure our buildings do not have caulk above TSCA regulations set by congress. Please explain how if you do not remove the caulk now, you can guarantee that in 6 months, 1 year, or 5 years.... that there will not be a larger PCB air/particle problem in these buildings.

Taking out the caulk now that has PCB's in it, protects us all from future PCB issues that will arise. Isn't this why TSCA PCB regulation was created in the first place, to remove PCBs from our environment that should not be there?

I look forward to your answers to these questions.

Thank you in advance,

Jennifer deNicola